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Office of General Counsel

11 May 1955

Deputy Chief, Payroll and Travel Branch,
Finance Division

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Salary Differential Claim - [REDACTED]

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25X1A6a 1. This office is in receipt of the attached salary differential claim for [REDACTED] claiming differential while on duty in [REDACTED] during the period 23 December 1951 through 22 June 1952.

2. In accordance with current proposed Agency procedure, payments of post differential for periods of temporary duty shall be effective as of the beginning of the pay period following 6 June 1953.

3. Department of State, Standardized Government Post Differential Regulations (Foreign Areas) dated 1 July 1952 provides for payment of salary differential to persons "on detail" as defined by paragraph 1.2 H. This definition is identical with the definition presently contained in section 350.1(g) of the Federal Personnel Manual.

4. It is the understanding of this office that there is an unpublished Comptroller General Decision declaring this regulation illegal; however, the only appropriate decision of which this office is knowledgeable is B-106469, dated 19 December 1951 and contained in Volume 31, page 614. This decision states in part that it becomes apparent that such differential is payable only where the individual is stationed at the foreign post either as a result of an assignment or transfer or is serving at such post "on detail" within the meaning of that term as defined in the quoted regulations.

5. It is therefore requested that this office be advised as to the legality of the attached claim and whether it may be certified for payment upon submission of evidence of "detail" as cited above.

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[REDACTED]

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